

IN THE  
IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS SAN ANTONIO  
DIVISION

SERGIO AGUIRRE

Plaintiff/Petitioner

vs.  
POWERSCHUTE SPORTS; JAMES SOWERWINE;  
TC TRUST, LLC; OCTAGON, INC.

Defendant/Respondent

Hearing Date:

CAUSE NO:  
5:10-CV-702-XR

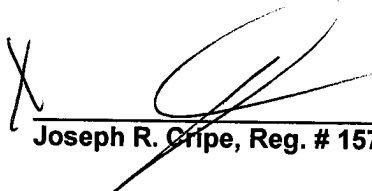
AFFIDAVIT OF SERVICE OF:  
SUMMONS IN A CIVIL ACTION; COMPLAINT FOR PATENT  
INFRINGEMENT; FIRST AMENDED COMPLAINT FOR  
PATENT INFRINGEMENT

The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein mentioned was a citizen of the United States, over the age of eighteen, not an officer of a plaintiff corporation, not a party to nor interested in the above entitled action, has the authority to serve pleadings in the State named below, and is competent to be a witness therein.

Documents came to hand on the 8th day of October, 2010, at 12:00 o'clock P.M.

On the **26th day of October, 2010**, at **5:50 PM**, at the address of **9208 QUARTZ Lane #201, NAPLES, Collier County, FL 34120**; this affiant served the above described documents upon **TC TRUST, LLC**, by then and there personally delivering **1** true and correct copy(ies) thereof, by then presenting to and leaving the same with **BOB MARSH, REGISTERED AGENT FOR JRJ BUSINESS CONSULTANTS, INC., REGISTERED AGENT, A white male approx. 45-55 years of age 5'10"-6'0" in height weighing 170-190 lbs with gray hair.**

No Information was provided or discovered that indicates that the subjects served are members of the U.S. military.

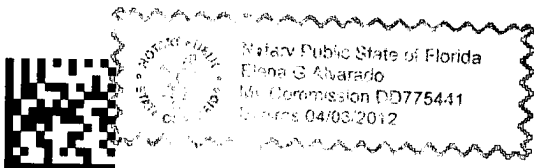
  
Joseph R. Cripe, Reg. # 157299, Collier County, FL

STATE OF FLORIDA, COUNTY OF COLLIER

Sworn to (or affirmed) and subscribed before me this **28th** day of **October, 2010**,  
by Joseph R. Cripe.



PRINT, TYPE, OR STAMP NAME OF NOTARY



Personally known ☒  
or Produced Identification ☐

Type of Identification Produced ☐

FOR: B-miscellaneous  
REF: 5:10-cv-702

ORIGINAL PROOF OF  
SERVICE

Tracking #: 6227371 SEA



5889

Civil Action No. 5:10-cv-702-XR

## PROOF OF SERVICE

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) TC Trust LLC  
was received by me on (date) 10-8-10.

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
on (date) \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Bob Marsh, Registered Agent, who is  
designated by law to accept service of process on behalf of (name of organization) TC Trust LLC  
on (date) 10-26-10 @ 5:50pm

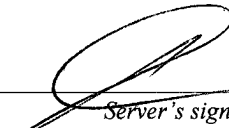
☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.

I declare under penalty of perjury that this information is true.

Date: 11-1-10

  
\_\_\_\_\_  
Server's signature  
Joseph R. Cripe, Certified Process Server  
Printed name and title  
#157299

P.O. Box 1300 Fort Myers FL 33902  
Server's address

Additional information regarding attempted service, etc: